

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

HORIZON STEVEDORING, INC.,
Plaintiff,

v.

ROYAL WHITE CEMENT, INC.,
Defendant/Third Party Plaintiff,

v.

JOHN BROWN,
Third Party Defendant.

CIVIL ACTION

NO. 22-711

ORDER

AND NOW, this 28th day of October, 2024, upon consideration of Defendant/Counterclaim Plaintiff's Motion for Partial Summary Judgment (ECF Nos. 29 and 31), Plaintiff/Counterclaim Defendant's Motion for Partial Summary Judgment (ECF No. 30), and the Responses and Replies thereto (ECF Nos. 32, 33, 34, 35 and 36), **IT IS ORDERED** that:

1. Defendant Royal White Cement's Motion for Partial Summary Judgment (ECF Nos. 29 and 31) is **DENIED**.
2. Plaintiff Horizon Stevedoring, Inc.'s Motion for Partial Summary Judgment (ECF No. 30) is **DENIED**.

BY THE COURT:

/s/ **Hon. Kelley B. Hodge**

HODGE, KELLEY B., J.